

PATENT
82351.0002
Serial No. 09/359,026

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Elaine Tobin et al.

Serial No: 09/359,026

Filed: July 22, 1999

For: REGULATION OF CIRCADIAN
RHYTHMS AND FLOWERING

RECEIVED

FEB 12 2001

OFFICE OF PETITIONS

Art Unit: 1638

Examiner: A. Mehta

I hereby certify that this correspondence
is being deposited with the United States
Postal Service with sufficient postage as
first class mail in an envelope addressed
to:

Assistant Commissioner for Patents
Washington D.C. 20231, on

January 29, 2001

Date of Deposit

Kathleen J. Dunn

Name

January 2001

Signature

Date

**PETITION UNDER RULE 1.53(e) TO INSERT
MISSING PAGE OF SPECIFICATION**

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Applicant hereby petitions under Rule 1.53(e) to insert Page 4 of the
Specification of the above-referenced patent application filed on July 22, 1999. This
petition is accompanied by the fee set forth is §1.17(q).

This application was filed with 31 pages of specification as attested to on the
return postcard (copy attached) which contains the Patent Office mail room stamp.
Our file copy contains all of the pages including Page 4 which appears to be missing
from the PTO copy. Our file copy was produced as a photocopy of the papers sent to
the Patent Office. Therefore, there is a presumption that all of the pages were sent
to the Patent Office. The Patent Office did not contest the page count at the time it
returned our postcard. Therefore, the page in question is presumed to have been
lost within the Patent Office.

PATENT
82351.0002
Serial No. 09/359,026

Applicants hereby petition the Commissioner to have page 4 inserted into the patent file of this case without altering the original filing date of the application. In addition Applicants note that the missing page is largely contains figure descriptions. Therefore, its addition to the case probably does not add new matter.

If there are any fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-1314.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

Date: January 29, 2001

By: Stefan J. Kirchanski
Stefan J. Kirchanski
Registration No. 36,568
Attorney for Applicant(s)

Biltmore Tower
500 South Grand Avenue, Suite 1900
Los Angeles, CA 90071
Telephone: (213) 337-6700
Facsimile: (213) 337-6701

Attachments:

1. Copy of missing page 4
2. Copy of Return postcard with Patent Office Stamp

RECEIVED

FEB 12 2001

OFFICE OF PETITIONS

Serial No _____ Attorney STK/mo Mailing Date 7/22/99
Client Regents of the University of Chicago Ref No 363K-7
Title/Mark Regulation of Cellular Signaling and Fluorescence
Applicant(s) Elaine Tokun, et al.
The following, due _____ in the U.S. Patent & Trademark Office, was received in the U.S. Patent & Trademark Office Mail Room on the date stamped hereon:

<input checked="" type="checkbox"/> Patent Application, Including:	_____ Amendment/Response
<u>31</u> Pages of Specification, including:	_____ Amendment After Final Rejection
<u>9</u> Claims and Abstract	<u>jc549 U.S. PTO</u> Preliminary Amendment
<u>1</u> Drawings <u>14</u> Sheet(s)	<u>09/359026</u> Notice of Appeal
_____ Combined Decl./Power of Atty	_____ Appeal Brief
<input checked="" type="checkbox"/> Transmittal Letter	_____ Issue Fee Transmittal
_____ Power of Attorney by Assignee	<u>07/22/99</u> Maintenance Fee Transmittal
_____ Assignment with Form PTO 1595	_____ Trademark Appln. w. Decl.-Power
<input checked="" type="checkbox"/> Small Entity Status Form (<u>copy</u>)	_____ Specimens
_____ Priority Document(s)	_____ Trademark Statement of Use
<input checked="" type="checkbox"/> Petition for Extension of Time (<u>Gen. Auth.</u>)	_____ TM Renewal Appln. w. Fee
_____ IDS w. Form PTO 1449 w. _____	<input checked="" type="checkbox"/> Check No <u>05-08536</u> for \$ <u>634.00</u>
_____ cited refs.	

CERTIFICATE OF MAILING/EXPRESS MAIL NO.

TB632428434 US

108
ACTION
DUE DATE 10/22/99

Pat Conv dcl
ACTION
DUE DATE 7/20/00

HOGAN & HARTSON L.L.P.

500 SOUTH GRAND AVENUE
SUITE 1900
LOS ANGELES, CA 90071

Tel.: (213) 337-6700

Fax: (213) 337-6701

WASHINGTON, DC
BRUSSELS
BUDAPEST
LONDON
MOSCOW
PARIS
PRAGUE
TOKYO
WARSAW
BALTIMORE, MD
BOULDER, CO
COLORADO SPRINGS, CO
DENVER, CO
IRVINE, CA
MCLEAN, VA
MIAMI, FL
NEW YORK, NY (PARK AVE)
NEW YORK, NY (THIRD AVE)
ROCKVILLE, MD

**Affiliated Office*

IMPORTANT NOTICE
TELECOPY/FACSIMILE COVER LETTER

RECEIVED

FEB 12 2001

DATE: 01/29/01

TO: Examiner Mehta
U.S. Patent Office

OFFICE OF PETITIONS

FROM: Stefan J. Kirchanski

TIME: 12:01 PM

TOTAL NO. OF PAGES, INCLUDING COVER: 5

The attached information is CONFIDENTIAL and is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient(s) or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any dissemination, distribution or copying of this communication is strictly prohibited. Anyone who receives this communication in error should notify us immediately by telephone and return the original message to us at the above address via the U.S. Mail.

MESSAGE:

Please deliver only to Examiner Mehta. Attached please find a petition under Rule 1.53(e), the missing page and copy of the PTO postcard.

Do you want
a copy sent
by mail?
Please reply

FOR INTERNAL PURPOSES ONLY

TELECOPY/FAX NUMBER: 703 305-7401

CLIENT NUMBER: 82351.0002

ATTORNEY BILLING NUMBER: 1949

CONFIRMATION NUMBER: